

Brooks

MAJORITY MEMBERS

JACK BROOKS, TEX., CHAIRMAN
L. H. FORTY, N.C.
DANTE S. PASCELL, FLA.
WILLIAM S. MOORHEAD, PA.
BENJAMIN S. ROSENTHAL, N.Y.
FERDINAND J. ST. GERMAIN, R.I.
BOB PLUM, FLA.
JOHN COFFERS, JR., MICH.
CARLOS COLLINS, N.J.
JOHN L. BURTON, CALIF.
RICHARDSON PREYER, N.C.
ROBERT F. DRINAN, MASS.
SLENN ENGLISH, OKLA.
ELLIOTT H. LEVITAS, GA.
DAVID W. EVANS, IND.
ANTHONY MUFFETT, CONN.
ANDREW MAGUIRE, N.J.
LES ASPIN, WIS.
HENRY A. WAXMAN, CALIF.
FLOYD J. FITZMAUR, IND.
PETER H. ROSTENBERG, PA.
TED WEISS, N.Y.
MICHAEL L. SYNAR, OKLA.
ROBERT T. MATSUI, CALIF.
EUGENE V. ATKINSON, PA.

NINETY-SIXTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT OPERATIONS
2157 Rayburn House Office Building
Washington, D.C. 20515

MINORITY MEMBERS

FRANK MORTON, N.Y.
JOHN H. EDWARDS, D.C.
JOHN W. WYDOL, N.Y.
CLARENCE J. BROWN, OHIO
PAUL H. MC CLINCY, JR., CALIF.
THOMAS H. KIRKPATRICK, OHIO
ROBERT S. WALKER, PA.
ARLAN STANGELAND, MICH.
W. CALDWELL BUTLER, VA.
LYLE WILLIAMS, OHIO
JIM JEFFRIES, KANS.
OLYMPIA J. SNOWE, MASS.
WATNE BRISMAN, CALIF.
JOEL DEEDARD, IND.

MAJORITY—225-8081
MINORITY—225-8074

June 12, 1980

Honorable John F. Ahearne
Chairman
Nuclear Regulatory Commission
Washington, D.C. 20555

The committee herewith submits to you the enclosed
bill, H.R. 7506, upon which the committee
would appreciate a prompt report, together with such
comment as you may desire to make.

Will you kindly transmit your reply in triplicate.

Respectfully,

John Brooks
Chairman.

Enclosure.

POOR ORIGINAL

96TH CONGRESS
2D SESSION

H. R. 7506

To provide that a Federal agency may not require that any person maintain records for a period in excess of four years, and a Federal agency may not commence an action for enforcement of a law or regulation or for collection of a civil fine after four years from the date of the act which is the subject of the enforcement action or fine, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 5, 1980

Mr. HIGHTOWER (for himself and Mr. STENHOLM) introduced the following bill;
which was referred to the Committee on Government Operations

A BILL

To provide that a Federal agency may not require that any person maintain records for a period in excess of four years, and a Federal agency may not commence an action for enforcement of a law or regulation or for collection of a civil fine after four years from the date of the act which is the subject of the enforcement action or fine, and for other purposes.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 That this Act may be cited as the "Limitation on Govern-

1 ment Recordkeeping Requirements and Actions Act of
2 1980".

3 SEC. 2. (a) Except as otherwise provided by the Inter-
4 nal Revenue Code of 1954 or any regulation promulgated
5 under such Code—

6 (1) an agency may not require, or enforce any law
7 or regulation to the extent that such law or regulation
8 requires, that any person maintain, prepare, or produce
9 any record (other than a record relating to a dangerous
10 material), after the expiration of four years after the
11 date of the transaction or event which is or is to be the
12 subject of such record; and

13 (2) an agency may not commence an action, suit,
14 or proceeding against any person for enforcement of a
15 law or regulation or for collection of any civil fine,
16 penalty, or forfeiture, after four years from the date
17 of the act or failure to act which is the subject of
18 such action, suit, or proceeding, or fine, penalty, or
19 forfeiture.

20 (b) For purposes of this section—

21 (1) "agency" has the meaning given such term in
22 section 551(1) of title 5, United States Code;

23 (2) "dangerous material" means—

1 (A) hazardous waste, as defined in section
2 1004 of the Resource Conservation and Recovery
3 Act of 1976 (42 U.S.C. 6903); and

4 (B) byproduct, source, or special nuclear ma-
5 terial, as defined in section 11 of the Atomic
6 Energy Act of 1954 (42 U.S.C. 2014);

7 (3) "person" includes an individual, corporation,
8 partnership, and an association; and

9 (4) "regulation" means the whole or part of a
10 statement by an agency regarding the applicability or
11 enforceability of a provision of law.